

Oct 03, 2018

SEAN F. MCAVOY, CLERK

**UNITED STATES DISTRICT COURT**  
**EASTERN DISTRICT OF WASHINGTON**

CASEY B.,

Plaintiff,

vs.

COMMISSIONER OF SOCIAL  
SECURITY

Defendant.

No. 1:17-cv-03084-FVS

ORDER ADOPTING REPORT AND  
RECOMMENDATION TO DENY  
PLAINTIFF'S MOTION FOR  
SUMMARY JUDGMENT AND TO  
GRANT DEFENDANT'S MOTION  
FOR SUMMARY JUDGMENT

ECF Nos. 12, 13, 17, 18

**BEFORE THE COURT** is the Report and Recommendation issued by Magistrate Judge Mary K. Dimke on September 4, 2018, ECF No. 17, recommending Plaintiff's Motion for Summary Judgment, ECF No. 12, be denied and Defendant's Motion for Summary Judgment, ECF No. 13, be granted. Plaintiff filed objections to the Report and Recommendation on September 17, 2018. ECF No. 18. Defendant did not file a response.

1 After reviewing the Report and Recommendation, the objections, and  
2 relevant authorities; the Court finds the Magistrate Judge's findings are correct.  
3 Therefore, the Court adopts the Report and Recommendation in its entirety.  
4 Accordingly, **IT IS ORDERED:**

5 1. Plaintiff's Objections to Magistrate Judge Dimke's Report and  
6 Recommendation, **ECF No. 18**, are **OVERRULED**.

7 2. The Report and Recommendation, **ECF No. 17**, is **ADOPTED** in its  
8 entirety.

9 3. Plaintiff's Motion for Summary Judgment, **ECF No. 12**, is **DENIED**.

10 4. Defendant's Motion for Summary Judgment, **ECF No. 13**, is  
11 **GRANTED**.

12 The District Court Executive is directed to file this Order and forward copies  
13 to counsel. Judgment shall be entered for Defendant and the file shall be  
14 **CLOSED**.

15 DATED October 3, 2018.

16 s/Fred Van Sickle  
17 Fred Van Sickle  
18 Senior United States District Judge  
19  
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